

Board of Selectmen
Minutes July 12, 2011

Convened: 6:00 pm

Present: Andrew Artimovich, Chairman
Jane Byrne
Jeffrey Bryan
David Menter
Michael Hubbard

The Board met and reviewed payroll, accounts payable and signed the register. The Selectmen reviewed and signed the recreation register.

Overtime for police department was 22 hours, fire department and highway had no overtime for this pay period.

Jonathan Ellis was in to present the weekly Treasurer's report.

Bryan made a motion, 2nd by Byrne to move the public minutes of 6/21/11 as written. Artimovich, Bryan, Byrne, and Hubbard were in favor. Menter abstained as he was not present at the meeting.

Carol Belliveau requested to have the impact fees waived on the construction of an in law addition at her residence. The Board agreed that there would be no impact on the municipal and public school facilities. Byrne made a motion, 2nd by Menter to grant the waiver of impact fees based on the zoning and land ordinance 400.006.008.004 D.1.

Dana Clay had 4 notices of intents to cut, 2 on Crawley Falls Road and 2 on Lake Road. All 4 notices were signed by Artimovich, Bryan, Byrne, and Menter. Artimovich asked if an intent was filed for Gallant's property. Clement to follow up.

The timber certifications and timber tax levy were signed for the April 1, 2010 to March 31, 2011 tax year.

The contract for George Sancoucy to perform the revaluation for the utilities was signed.

Building Inspector Gil Tuck was in to have the following permits signed:

- George and Elaine Hussey, 182 Rowell Road West, bathroom in basement: signed by Board
- RJ Moreau Communities, 3 Balsam Way (Lot 1-T), new house: signed by Board

Three pole licenses for PSNH were signed by the Board, which would allow 3 utility poles to be erected.

Bryan made a motion, 2nd by Byrne to sign the Project Completion and Certification Report in order to receive the final grant payment from the April 2007 flood. All were in favor.

During the meeting with Bryan, Byrne, and 2 representatives from Exeter, Exeter stated that their major concern regarding the intersection of Pine Road and Rt. 27 is safety and would like to coordinate efforts with Brentwood to resolve the safety issues in the long run. Money was not

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discussed at this time. Brentwood's planning board is to request that as part of the approval process for Brentwood Distribution's site plan review a traffic / engineering study is to be included. Exeter would like to be involved in any engineering or safety studies. A revised memo will be signed by the Board next week and given to the planning board prior to their meeting on the 21st. Exeter will be sending 2 representatives from their Select Board to the next planning board meeting.

The Trustees of the Library were in as a follow up regarding rehiring for Marilyn's position. After reviewing the trustees' original proposal, the Board suggested decreasing the salary to offset some of the costs of insurance and retirement contribution as this position will now be based on a 40 hour work week. The trustees feel that is acceptable.

Public Hearing for the Lyford property:

The purchase price of the easement is appraised at a fair market value of \$490,000. Requesting the Town to consider funding up to \$290,000 from the Open Space Bond and \$245,000 from the US Farm and Ranchland Protection program would be used to leverage the Town's resources. The property consists of 59 acres, 57 of which will be conservation land. Once the easement is placed on the property, the property would be sold to the Donald's to run as an active farm. Public access may be limited to not interfere with normal operations of the farm. The Donald's will allow any activity that is currently going on on the land to continue (fishing, hiking, etc.); however, the land will be posted during peak operating times. There will be two separate agreements made, 1 for the purchase of the easement by the Town and the other for the purchase of the property by the Donald's. The Lyford's were asked to make a donation to the Town, which they declined. Bob Gilbert said that the townspeople were overwhelmingly in support of pursuing this property when the original bond was issued. Jeff Donald thanked the Town for its support. Artimovich made a motion, 2nd by Bryan to authorize the use of the remaining amount of the Open Space Bond, which is estimated to be \$283,849. All were in favor.

Fuel Bids were opened for the 9/1/11 to 8/31/12 heating season

- Energy North: Fixed price of \$2.269/g or \$0.30 over laid in cost
- Difeo: Fixed price of \$2.34/g or \$0.43 over laid in cost
- Proulx: Fixed price of \$2.1645, \$0.1888 for downside protection, or \$0.2965 over laid in cost
- Eastern: Fixed price of \$2.32/g

Bryan made a motion, 2nd by Byrne to award Proulx Oil and Propane with the fuel bid for the 2011-2012 season. All were in favor.

The Board reviewed recommendations from Jim Michaud for abatements.

- 324 South Road: Bryan made a motion, 2nd by Byrne to approve the abatement. All were in favor.
- 62 Haigh Road: Bryan made a motion, 2nd by Hubbard to approve the abatement. All were in favor.

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- Windy Brook Subdivision: Artimovich made a motion, 2nd by Bryan to approve the abatement. All were in favor.
- NH Electric Coop: Byrne made a motion, 2nd by Bryan to deny the abatement. All were in favor.
- MBSI Enterprises: Bryan made a motion, 2nd by Menter to deny the abatement. All were in favor.
- Creative Self Storage: Byrne made a motion, 2nd by Menter to approve the abatement. Artimovich, Byrne, Bryan, and Menter were in favor. Hubbard abstained as he is an abutter.
- Budget Self Storage: Bryan made a motion, 2nd by Hubbard to deny the abatement. Bryan, Hubbard and Menter were in favor. Byrne made a motion, 2nd by Hubbard to hold the abatement in abeyance until the property owner becomes compliant with Select Board and planning board recommendations. All were in favor.
- 2211 Realty LLC: Bryan made a motion, 2nd by Hubbard to approve the abatement. All were in favor.
- 5 Industrial Drive: Bryan made a motion, 2nd by Hubbard to approve the abatement. All were in favor.
- 12 Old Danville Road: Bryan made a motion, 2nd by Hubbard to approve the abatement. All were in favor.
- 146 North Road: Bryan made a motion, 2nd by Byrne to approve the abatement. All were in favor.

The Board discussed increasing the administrative portion of the police detail fee to absorb some of the costs from increased retirement contribution due to new legislation. Artimovich made a motion, 2nd by Bryan to increase the fee to \$13.00 effective on all details July 13th and later. The fee will be the same for all details, no longer charging the Dragway a higher rate.

The issues at Stevens Drive were addressed with Robinson. The shoulder has been leveled off and Wayne had pictures of the property at this time. He and Duane had done some work on Stevens Drive with the backhoe. The Board discussed imposing a \$100 fee for the time and equipment. Clement to research the bill from Steve Cummings so as to include a portion of those fees as well. Elyse Seeley asked who was going to repair the grass in the ditch line as per her deed. Byrne commented that she had reviewed the deed and it made no mention of the property owner being required to maintain the ditch line. Robinson mentioned that Leclerc has been unable to complete the work in a timely fashion, as every time he begins to work a complaint is made to the police department and Leclerc is told to stop. Artimovich stated that unless there is damage to the drainage, shoulder, or roadway this is a civil matter.

The selectmen now have a master key to the fire station in the lock box at the town office.

The town has not yet received payment from Allan Knowles. Hubbard made a motion, 2nd by Byrne to place a lien on the property. Artimovich, Byrne, Menter, and Hubbard in favor. Bryan was

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against. Artimovich moved that a motion of contempt be filed. The motion was 2nd by Hubbard. Artimovich, Bryan, Menter, and Hubbard were in favor. Byrne was against.

Jennie Gilman has a tree leaning and pulling out of the ground in the town right of way on Crawley Falls Rd. Wayne is going to take a look as the resident is concerned with the tree uprooting and falling on her house.

Steve Cummings had recommended imposing a \$300 fee to the owner of 20 Peabody Drive for several visits related to his driveway permit. Artimovich made a motion, 2nd by Bryan to apply the 3 times fee as stated in the permit application. All were in favor.

The Board reviewed performance evaluations to determine which forms to move forward with. Ken Christianson asked if the forms were substantial enough to warrant merit increases; the Board stated they are. Clement to send the forms to LGC for review and suggestions. Once the forms are evaluated a training class will be scheduled with the departments to provide them with instructions on how to implement the program successfully.

An email to the planning board from Harriet Cady was discussed regarding Musso's property was discussed briefly. Byrne mentioned there is no emergency parking and no fire station. Bryan commented that the issue is the number of vehicles on the property which is not in compliance with his site plan.

A motion was made by Hubbard, 2nd by Byrne to go into nonpublic sessions per RSA 91-A:3, II(d) to discuss legal matters. Artimovich, Hubbard, Byrne, and Menter were in favor. Bryan was against.

Following discussion, Bryan made a motion to come out of non-public and seal the minutes. Hubbard 2nd the motion; all were in favor.

Brentwood Distribution's site plan review will be at the next planning board meeting. Two Exeter selectmen will be attending as well. Bryan will attend that meeting. Byrne and Hubbard will create a letter for DOT regarding Pine Road. The Board will review it next week.

Motion to adjourn at 8:20 pm made by Bryan, 2nd by Hubbard; all were in favor.

Respectfully submitted,

Karen Clement